IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 606 of 1984

For Approval and Signature:

Hon'ble MR.JUSTICE M.R.CALLA and
MR.JUSTICE R.P.DHOLAKIA

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1. Whether Reporters of Local Papers may be allowed to see the judgements?

2. To be referred to the Reporter or not?

3. Whether Their Lordships wish to see the fair copy of the judgement?

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge?

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MUNICIPAL CORPN OF CITY OF AHMEDABAD

Versus

GHODASAR GRAM PANCHAYAT

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Appearance:
Mr.Mrugen Puroshit for Mr.P.G.Desai for Petitioner
No one is present on behalf of the respondent.

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CORAM : MR.JUSTICE M.R.CALLA and
MR.JUSTICE R.P.DHOLAKIA

Date of decision: 15/04/99

ORAL JUDGEMENT

It is given out by the learned counsel for the petitioner that Ghodasar Gram Panchayat had merged in the Municipal Corporation of City of Ahmedabad in May 1986. In this petition, which was filed in the year 1984, the Municipal Corporation had asked for a direction against the Ghodasar Gram Panchayat to treat the demand of the service charges as cancelled for providing water and

other facilities to Rabari Colony, which had been constructed by the Corporation. In the facts and circumstances of this case, when Ghodasar Gram Panchayat itself has merged in the Ahmedabad Municipal Corporation, issue of a direction, as asked for in this petition, would be in effect a direction against the Municipal Corporation itself because Ghodasar Gram Panchayat has been declared as a part and parcel of Municipal Corporation. In our opinion, this Special Civil Application has virtually become infructuous and the same is hereby dismissed as having become infructuous. Rule is hereby discharged. Interim order dt.8.3.84 stands automatically vacated. No order as to costs.

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